

SPECIFICATION

Please amend the Specification as follows:

Page 4, Lines 11-12, change "The tubular supports 102 are further secured together at the front end of the supports 102 by a generally up-side-down U-shaped mounting bar 108." as - The tubular side supports 102 are further secured together at the front end 103 of the tubular side supports 102 by a generally up-side-down U-shaped mounting bar 108.-.

Page 7, Line 2, change "96" as -94-.

OFFICE ACTION

This is responsive to the communication dated July 16, 2004.

Information Disclosure Statements

The Examiner objected to the Information Disclosure Statement submitted by Applicant as incomplete in that publication dates for the cited documents were not provided.

Applicant resubmitted the Information Disclosure Statement within one month from the date of the Office Action as required by Examiner.

Drawings

The Examiner objected to the drawings because the drawings included a reference sign 103 not mentioned in the description.

Applicant amended the Specification to include the reference number 103 by amending Page 4, Lines 11-12. A substitute page 4 and a redlined page 4 showing the changes are attached.

Specification

The Examiner objected to the Specification because the Specification references to character 96 has been inconsistently assigned. The Examiner noted pages 6 and 7.

The Specification has been amended on Page 7, Line 2, to change "96" to -94-, properly identifying the referenced flange. A substitute page 7 and redlined page 7 showing the changes are attached.

Claim Objections

The Examiner has objected to the claims because of the following informalities:

1. Claim 1, Line 1, "the width" lacks proper antecedent basis.

In response to the Examiner's objection, the terms "the width of" have been deleted from Line 1 of Claim 1 as superfluous.

2. Claim 1, Lines 4-5, "the frame of a motorcycle" lacks proper antecedent basis.

In response to the Examiner's objection, Line 1 of Claim 1 has been modified to provide an antecedent basis for the frame of a motorcycle. Line 4 of Claim 1 has been modified to reference the frame of a motorcycle.

3. Claim 1, Line 5, the Examiner indicates it is unclear if "the seat cushions" are intended to be the previously set forth "motorcycle seat cushion" and "a seat cushion".

In response to the Examiner's objection, Claim 1, Lines 2, 3 and 5 have been modified to more distinctly claim the passenger seat and side seat cushion distinction.

4. Claim 2, Lines 5-6, the Examiner asserts that the "motorcycle accessory supports are set forth as mounted to themselves.

In response to the Examiner's objection, the Applicant has modified Claim 2 to distinctly identify the difference between motorcycle accessory supports and the seat cushion supports.

5. Claim 3, Line 1, the Examiner asserts that "the width" lacks proper antecedent basis.

In response to the Examiner's objection, "the width of" has been deleted from Line 1 of Claim 3 as superfluous.

6. In Claim 3, the Examiner asserts it is unclear if Applicant intends to positively to claim the combination of a seat assembly and a motorcycle passenger seat, or the sub combination of a seat assembly for use with a motorcycle passenger seat.

In response to the Examiner's objection, Line 1 of Claim 3 has been amended to clarify that Applicant is claiming the sub combination of a seat assembly for use with a motorcycle passenger seat.

7. Claims 4-6 were deemed indefinite by the Examiner since they depend from an indefinite independent claim.

With the revisions made by Applicant to the independent claims, Claims 4-6 are believed to be allowable.

Claim Rejections

The Examiner has rejected claim 1 of the original Application under 35 U.S.C. Section 102 (b) as being anticipated by Shavitz (5,697,671). The Examiner references FIGURES 6-7 of Shavitz, noting the motorcycle seat cushion (14), cushion support frame (62), support means (upper surface of 62), and mounting means (straps or 60).

The Examiner has rejected Claim 2 of the original Application under 35 U.S.C. 102(b) as being anticipated by Shavitz (5,697,671). In FIGURE 6-7, the Examiner notes the seat cushion (14), cushion support frame (62), support means (upper surface of 62), mounting means (60), and fastening means (straps, buckles).

The Examiner has indicated that Claims 3-6 would be allowable if rewritten to overcome the 35 U.S.C. 112 rejections.

The Examiner considered non-elected claim 6 since it was dependent from a claim that has been found to contain allowable subject matter. Non-elected claim 7 was withdrawn from further consideration.